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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Ashkenazi et al. Docket No.: 39780-2730P1C66  
Serial No.: 09/989,293 Group Art Unit: 1642  
Filing Date: November 20, 2001 Examiner: David Blanchard  
For: **NUCLEIC ACIDS ENCODING PRO1159 POLYPEPTIDES**

**EXPRESS MAIL LABEL NO. EL 993 689 766 US**  
**Date Mailed: September 16, 2004**

**AMENDMENT AND RESPONSE TO OFFICE ACTION**

**MS: AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

In response to the Office Action mailed on June 16, 2004 in connection with the above-identified patent application, please enter the following amendments, and consider the following arguments. This response is timely filed within the shortened statutory period set for the response and hence no fees are believed to be due. Attached herewith is a Declaration by Sherman Fong, Ph.D. with five exhibits: (1) Current Protocols in Immunology, Vol. I, Unit 3.12 by Richard Coico, (2) an article by Ralph Steinman, (3) an article by Gubler et al., (4) an article by Peterson et al., and (5) an article by Thurner et al. Also attached are articles by (i) Schnabel et al., (ii) Zhang et al. and an Information Disclosure Statement accompanies these references with necessary fees.

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims that begins on page 4 of this paper.

**Remarks/Arguments** begin on page 11 of this paper.

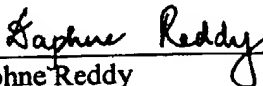
In view of the cancellation of claims 132-134, these rejections are moot and should be withdrawn.

The present application is believed to be in *prima facie* condition for allowance, and an early action to that effect is respectfully solicited.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 08-1641 (Attorney Docket No.: 39780-2730P1C66). Please direct any calls in connection with this application to the undersigned at the number provided below.

Respectfully submitted,

Date: September 16, 2004

  
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Daphne Reddy  
Reg. No. 53,507

**HELLER EHRMAN WHITE & McAULIFFE LLP**

Customer No. 35489

275 Middlefield Road

Menlo Park, California 94025

Telephone: (650) 324-7000

Facsimile: (650) 324-0638

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